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9900004108 (1960.196)

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
KIERAN P.J. MURPHY) : Examiner: NYA
Application No.: 09/594,685) : Group Art Unit: 3731
Filed: June 16, 2000) :
For: METHOD AND APPARATUS) : January 8, 2001
FOR STRENGTHENING) :
VERTEBRAL BODIES) :

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

**ATTENTION: APPLICATION PROCESSING DIVISION, SPECIAL
PROCESSING AND CORRESPONDENCE BRANCH**

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION - FILING DATE GRANTED**

Sir:

Applicant petitions the Commissioner for Patents to extend the time for response to the Notice To File Missing Parts Of NonProvisional Application dated August 8, 2000 for three (3) months from October 8, 2000 to January 8, 2001.

Submitted herewith is a check for \$890.00 to cover the fee for the extension under 37 C.F.R. § 1.17.

In response to the NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION - FILING DATE GRANTED mailed enclosed please find an executed Declaration/Power of Attorney form, together with the filing fee of \$786.00

and the surcharge fee of \$130.00. Also enclosed is a copy of the NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION - FILING DATE GRANTED paper.

The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 501710.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-3500. All correspondence should continue to be directed to our address given below.

Respectfully submitted,


Attorney for Applicants

Registration No. 3). 588

PATENT ADMINISTRATOR
KATTEN MUCHIN ZAVIS
Suite 1600
Chicago, Illinois 60661-3693
Facsimile: (312) 906-1021

FORMALITIES LETTER



OC000000005303843

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/594,685 | 06/16/2000 | Kieran P. J. Mirphy | 1960.196 |

05514
FITZPATRICK CELLA HARPER & SCINTO
30 ROCKEFELLER PLAZA
NEW YORK, NY 10112

Date Mailed: 08/08/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$96.
 - \$18 for 1 total claims over 20.
 - \$78 for 1 independent claims over 3.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 916.**

A copy of this notice **MUST** be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/09/2001 AGOITOM 00000073 501710 09594685
 01 FC:101 710.00 DP
 02 FC:105 130.00 DP
 03 FC:103 18.00 DP
 04 FC:102 80.00 DP